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May 16, 2001
Date


Shelley P.M. Fussey

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Philip E. Thorpe and Sophia Ran

Serial No.: 09/351,149

Filed: July 12, 1999

For: CANCER TREATMENT KITS
COMPRISING THERAPEUTIC
CONJUGATES THAT BIND TO
AMINOPHOSPHOLIPIDS

Group Art Unit: 1616

Examiner: Sharareh, S.

Atty. Dkt. No.: 3999.002383

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the document listed on attached Form PTO-1449 be considered by the Examiner and made of record in the present case. A copy of the listed document required by 37 C.F.R. § 1.98(a)(2) is enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

First and Second Non-Final Official Actions reflecting examination on the merits have been received in the present application. However, this Supplemental Information Disclosure Statement, submitted before the mailing of a Final Official Action or a Notice of Allowance, is still timely filed without a fee in light of the following information.

In accordance with 37 C.F.R. § 1.97(e)(2), it is hereby certified that the document listed in the accompanying Form PTO-1449 was not cited in a communication from a foreign patent office in a counterpart foreign application. The listed document was cited in the first Official Action on the merits in co-pending application Serial No. 09/351,862 (Attorney Docket No. 4001.002282) mailed from the P.T.O. on May 09, 2001, less than three months before the filing of the present statement, and evidently could not have been submitted before receipt.

The present Supplemental Information Disclosure Statement is thus timely filed in accordance with 37 C.F.R. § 1.97(c) and should require no fee. Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Examiner should contact the undersigned representative to discuss deduction from Williams, Morgan & Amerson Deposit Account No. 50-0786/3999.002383.

Respectfully submitted,



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Date: May 16, 2001